

IN THE UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

SHAWN WHITENIGHT,

Plaintiff

v.

LAUREL HARRY, ET AL.,

Defendants

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CIVIL NO. 4:CV-16-1350

(Judge Brann)

ORDER

October 19, 2016

In accordance with the accompanying Memorandum, **IT IS HEREBY**

ORDERED THAT:

1. Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** as frivolous pursuant to 28 U.S.C. § 1915.
2. Whitenight's motion for appointment of counsel (Doc. 4) is **DENIED AS MOOT**.
3. The Clerk of Court is directed to **CLOSE** the case.
4. Any appeal from this Order will be deemed frivolous,

without probable cause and not taken in good faith.

BY THE COURT:

s/ Matthew W. Brann
Matthew W. Brann
United States District Judge